

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

**IN RE EPHEDRA PRODUCTS
LIABILITY LITIGATION**

: Miscellaneous Action No.: 07-MC-00010
: (SLR)

KAREN MILLER, et al.,

: 04 M.D. 1598 (JSR)

Plaintiffs

: (United States District Court, Southern
: District of New York)

VS.

: Hon. Jed S. Rakoff

**RS OLDCO, Inc., f/k/a REXALL
SUNDOWN,
INC., RL OLDCO, Inc., f/k/a
RICHARDSON LABS, Inc., and RITE
AID CORPORATION,**

Defendants.

PERTAINS TO Miller v. RS Oldco, Inc., et al., 1:05-cv-09064

STIPULATION OF DISMISSAL WITHOUT PREJUDICE

Plaintiff and Defendants hereby stipulate and agree that the above-styled miscellaneous action is dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1).

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CERTIFICATE OF SERVICE

I, Andrew S. Dupre, hereby certify that on February 27, 2007, I caused a copy of the foregoing Stipulation of Dismissal to be served via electronic mail and/or U.S. mail upon the following:

Plaintiffs' Counsel

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Andrew S. Dupre (DE Bar ID #4621)